

**LEGISLATIVE SERVICES AGENCY  
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**FISCAL IMPACT STATEMENT**

**LS 6906**

**BILL NUMBER: SB 177**

**NOTE PREPARED: Jan 29, 2010**

**BILL AMENDED: Jan 28, 2010**

**SUBJECT:** Indianapolis Historic Preservation Commission.

**FIRST AUTHOR:** Sen. Miller

**FIRST SPONSOR:**

**BILL STATUS:** CR Adopted - 1<sup>st</sup> House

**FUNDS AFFECTED:**     **GENERAL**  
                              **DEDICATED**  
                              **FEDERAL**

**IMPACT:** Local

**Summary of Legislation:** (Amended) This bill reduces the term from four to two years of an Indianapolis Historic Preservation Commission (IHPC) member who is appointed to serve a term that begins after December 31, 2010. It provides that a determination of the IHPC regarding an application for certificate of appropriateness is subject to review by petition to the Metropolitan Development Commission. A decision of the Metropolitan Development Commission is subject to review by certiorari upon petition to the circuit or superior court of the county. Any appeal of a (1) pending IHPC determination on an application for a certificate of appropriateness; or (2) IHPC determination on an application for a certificate of appropriateness for which a petition for certiorari has not been filed; that is taken after the close of business on June 30, 2010, must be filed with the Metropolitan Development Commission.

**Effective Date:** July 1, 2010.

**Explanation of State Expenditures:**

**Explanation of State Revenues:**

**Explanation of Local Expenditures:** (Revised) The Metropolitan Development Commission functions as the board of the Indianapolis Department of Metropolitan Development. Under the provisions of the bill, decisions by the IHPC would be subject to review by the Metropolitan Development Commission prior to access to a judicial review. This provision could reduce court expenditures while increasing administrative expenses of the Metropolitan Development Commission. The specific impact is indeterminable.

**Explanation of Local Revenues:**

**State Agencies Affected:**

**Local Agencies Affected:** IHPC; Metropolitan Development Commission.

**Information Sources:** <http://www.indy.gov/eGov/City/DMD/Planning/Pages/boards.aspx#MDC>

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